

BOARD OF COUNTY COMMISSIONERS
Agenda Item Summary

Meeting Date 7/14/04

Division

County Attorney

AGENDA ITEM WORDING

Presentation of settlement offer from Scott & Victoria Curry to settle code enforcement lien imposed against property.

ITEM BACKGROUND

The Curry's had a swimming pool built on their property without benefit of a permit in the spring of 2002. When they failed to appear at their October 31, 2002 hearing, the Special Master found them in violation for building without a permit. The Special Master imposed a \$200 per day fine for each day after January 23, 2003 in which the permit was not obtained. After some delay, a portion of which was attributable to staff, the permit was issued. As of April 8, 2004, the date of compliance, the lien totaled \$87,600.00. Staff has offered to recommend to the Board that it settle the lien for \$6,650, a figure which is less than 10% of the fine but which gives the Currys credit for the fees already paid by them (@\$2100). The Curry's have rejected that amount and wish to have the fine reduced even further.

This matter is being added on at the request of the Curry's who are trying to refinance the property.

PREVIOUS RELEVANT BOCC ACTION

The Board tabled this item at the meeting on June 16, 2004 in order to give the Curry's an opportunity to appear personally.

CONTRACT/AGREEMENT CHANGES n/a

STAFF RECOMMENDATIONS

Reject the Curry's counter offer.

TOTAL COST

BUDGETED Yes No

COST TO COUNTY

SOURCE OF FUNDS

APPROVED BY: County Attorney ■ OMB/Purchasing ! Risk Management !

DIVISION DIRECTOR APPROVAL:


JOHN R. COLLINS

DOCUMENTATION:

Included !

To Follow !

Not Required xx

AGENDA ITEM #

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